

THE  
CIVIL and MILITARY  
ARTICLES  
OF  
LIMERICK,

Exactly Printed from the

Letters Patents.

WHEREIN

They are Ratified and Exemplified by their  
MAJESTIES, under the Great Seal of  
ENGLAND.

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Reprinted from a Copy published by Au-  
thority in 1692.

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L O N D O N:

Printed for P. MEIGHAN at *Gray's Inn-Gate* in  
*Holborn*, T. MEIGHAN in *Drury-Lane*, THO.  
WORRAL at the *Judge's Head* in *Fleet-street*,  
and WEAVER BICKERTON in *Devereux-Court*  
without *Temple-Bar*. M.DCC.XXIX.

1609/2006.



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A SHORT  
DESCRIPTION  
OF  
*LIMERICK.*

**L**IMERICK, Lat. *Limericum*, a strong City in the Province of *Munster* in *Ireland*, situate near the Confines of *Connaught*, upon the River *Shannon*, 45 Miles West from *Kilkenny*, 35 South from *Galway*, and from the Main Ocean about 60; but so accommodated by the River, that Ships of Burthen come up to the Walls. 'Tis almost quite surrounded with Water, and is, without Dispute, the strongest Town in *Ireland*. 'Tis the Capital of a County of the same Name, and a Bishop's See, under the Archbishop of *Cassel*. The *Irish* call it *Loumenagh*. It was taken from them by *Raimond le Grosse*, an *English*-Man; after which, one *Donewald*, an *Irish* Royolet of *Thomond*, burnt it. King *John* built the Castle; the *English* in after Times, built an additional Town, environed it with Walls, and secured it by Draw-bridges, and whatever else might contribute to its Strength: So that when

*Ireton* came before it, in 1651, for the Parliamentarians; *Hugh O Neal*, a good Commander, constituted Governor of it by the Lord Lieutenant, made a vigorous Defence; but after three Months Siege, the Garrison weakened by the Plague, and straitened for Provisions, deliver'd it upon Articles. After the Defeat at the *Boyne*, King *James* his Forces rallied here, and made so good a Defence under *Boislean* the French Governor, and so much Rain fell, that King *William*, who began its Siege in Person, August 10, 1690. decamped the 30th following; but the next Year, it being besieged by General *Ginkle*, after the Battle of *Aghrim* and Surrender of *Galway*, the Garrison capitulated, and had advantageous Conditions allowed it on surrender of the Place, which put an End to the then Troubles in *Ireland*. The County of *Limerick* is bounded on the North, by the River *Shannon* and *Mysker*, which parts it from *Clare* and *Ormond*; on the East it has the County of *Tipperary*, on the South that of *Cork*, and on the West the County of *Kerry*. A Fertile Country, saith *Camden*, and well inhabited. The western Side is Mountainous, the rest Plain.

T H E





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T H E

Civil ARTICLES of *Limerick.*

**G**U L I E L M U S & *Maria Dei Gratia*, Angliæ, Scotiæ, Franciæ & Hiberniæ, Rex & Regina, Fidei Defensores, &c. *Omnibus* ad quos Præfentes literæ nostræ pervenerint salutem: *Inspeximus* Irrotulament. quarund. literarum patentium de confirmatione geren. Dat. apud *Westmonasterium* vicessimo quarto die *Februarii*, ultimi Præteriti in Cancellar. nostr. Irrotulat. ac ibidem de Recordo remanen. in hæc verba. *William and Mary*, by the Grace of God, &c. *To all* to whom these Presents shall come, Greeting. *Whereas* certain Articles, bearing Date the third Day of *October* last past, Made and Agreed on between Our Justices of Our Kindom of *Ireland*, and Our General of Our Forces there on the one Part; and several Officers there, Commanding within the City of *Limerick* in Our said Kingdom, on the other Part. Whereby Our said Justices and General did undertake that We should ratify those Articles, within the Space of eight Months, or sooner; and use their utmost Endeavours that the same should be Ratified and Confirmed in Parliament. The Tenour of which said Articles, is as follows, *viz.*

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# ARTICLES

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Agreed upon the third Day of *October*,  
One Thousand Six Hundred and Ninety One.

Between the Right Honourable Sir *Charles Porter*, Knight, and *Thomas Conningsby*, Esq; Lords Justices of *Ireland*; and His Excellency the Baron *De Ginckle*, Lieutenant General, and Commander in Chief of the *English Army*; *On the one Part.*

And the Right Honourable *Patrick* Earl of *Lucan*, *Piercy* Viscount *Gallmoy*, Colonel *Nicholas Purcel*, Colonel *Nicholas Cusack*, Sir *Toby Butler*, Colonel *Garret Dillon*, and Colonel *John Brown*; *On the other Part:*

In the Behalf of the *Irish* Inhabitants in the City and County of *Limerick*, the Counties of *Clare*, *Kerry*, *Cork*, *Sligo*, and *Mayo*.

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*In Consideration of the Surrender of the City of Limerick, and other Agreements made between the said Lieutenant General Ginckle, the Governor of the City of Limerick, and the Generals of the Irish Army, bearing Date with these Presents, for the Surrender of the said City, and Submission of the said Army: It is Agreed, That*

I. **T**HE *Roman Catholicks* of this Kingdom, shall enjoy such Privileges in the Exercise of their Religion, as are consistent with the Laws of *Ireland*;

*land*; or as they did enjoy in the Reign of King *Charles* the II<sup>d</sup>: And their Majesties, as soon as their Affairs will permit them to summon a Parliament in this Kingdom, will endeavour to procure the said *Roman Catholicks* such farther Security in that Particular, as may preserve them from any Disturbance, upon the Account of their said Religion.

II. ALL the Inhabitants or Residents of *Limerick*, or any other Garrison now in the Possession of the *Irish*, and all Officers and Soldiers, now in Arms, under any Commission of King *James*, or those Authorized by him, to grant the same in the several Counties of *Limerick*, *Clare*, *Kerry*, *Cork* and *Mayo*, or any of them; and all the Commissioned Officers in their Majesties Quarters, that belong to the *Irish* Regiments, now in being, that are Treated with, and who are not Prisoners of War, or have taken Protection, and who shall return and submit to their Majesties Obedience; and their and every of their Heirs, shall hold, possess and enjoy, all and every their Estates of Free-hold, and Inheritance; and all the Rights, Titles and Interests, Privileges and Immunities, which they, and every, or any of them held, enjoyed, or were rightfully and lawfully intitled to, in the Reign of King *Charles* II. or at any Time since, by the Laws and Statutes that were in force  
in

in the said Reign of King *Charles II.* and shall be put in Possession, by Order of the Government, of such of them as are in the King's Hands, or the Hands of his Tenants, without being put to any Suit or Trouble therein; and all such Estates shall be freed and discharg'd from all Ar-rears of Crown-rents, Quit-rents, and o-ther publick Charges, incurred and be-come due since *Michaelmas*, 1688. to the Day of the Date hereof: And all Per-sons comprehended in this *Article*, shall have, hold, and enjoy all their Goods and Chattles, real and personal, to them, or any of them belonging, and remaining ei-ther in their own Hands, or the Hands of any Persons whatsoever, in Trust for, or for the Use of them, or any of them: And all, and every the said Persons, of what Profession, Trade, or Calling soe-ver they be, shall and may use, exercise and practise their severall and respective Professions, Trades and Callings, as freely as they did use, exercise and enjoy the same in the Reign of King *Charles II.* Provided, that nothing in this *Article* contained, be construed to extend to, or restore any forfeiting Person now out of the Kingdom, except what are hereafter comprized: Provided also, That no Per-son whatsoever shall have or enjoy the Benefit of this Article, that shall neglect or refuse to take the Oath of Allegiance,  
made



made by Act of Parliament in *England*, in the First Year of the Reign of their present Majesties, when thereunto required.

III. ALL Merchants, or reputed Merchants of the City of *Lymerick*, or of any other Garrison, now possess'd by the *Irish*, or of any Town or Place in the Counties of *Clare* or *Kerry*, who are absent beyond the Seas, that have not bore Arms since their Majesties Declaration in *February* 1688. shall have the Benefit of the second Article, in the same manner, as if they were present; *provided*, such Merchants, and reputed Merchants, do repair into this Kingdom within the Space of eight Months from the Date hereof.

IV. THE following Officers, *viz.* Colonel *Simon Lutterel*, Captain *Rowland White*, *Maurice Eustace* of *Yermanstown*, *Chievers* of *Maystown*, commonly called *Mount-Leinster*, now belonging to the Regiments in the aforesaid Garrisons and Quarters of the *Irish Army*, who were beyond the Seas, and sent thither upon Affairs of their respective Regiments, or the *Army* in general, shall have the Benefit and Advantage of the second Article; *provided* they return hither within the Space of eight Months from the Date of these Presents, and submit to their Majesties Government, and take the above-mentioned Oath.

V. THAT all and singular, the said Persons comprized in the 2<sup>d</sup> and 3<sup>d</sup> Articles, shall have a general Pardon of all Attainders, Outlawries, Treasons, Misprisions of Treason, Premunires, Felonies, Trespases, and other Crimes and Misdemeanors whatsoever, by them, or any of them, committed since the beginning of the Reign of K. *James II.* and if any of them are Attainted by Parliament, the Lords Justices, and General, will use their best Endeavours to get the same repealed by Parliament, and the Out-lawries to be reversed *Gratis*, all but Writing-Clerks Fees.

VI. AND whereas these present Wars have drawn on great Violences on both parts, and that if leave were given to the bringing all sorts of private Actions, the Animosities would probably continue, that have been too long on Foot, and the publick Disturbances last : For the Quieting and Settling therefore of this Kingdom, and avoiding those Inconveniencies which would be the necessary Consequence of the contrary, no Person or Persons whatsoever, comprized in the foregoing Articles, shall be sued, molested, or impleaded at the Suit of any Party or Parties whatsoever, for any Trespases by them committed, or for any Arms, Horses, Money, Goods, Chattels, Merchandizes, or Provisions whatsoever, by them seized or taken, during the Time of the War.

And

(( II ))

And no Person or Persons whatsoever, in the second or third Articles comprised, shall be sued, impleaded, or made accountable for the Rents or mean Rates of any Lands, Tenements, or Houses, by him or them received, or enjoyed in this Kingdom, since the Beginning of the present War, to the Day of the Date hereof, nor for any Waste or Trespass, by him or them committed in any such Lands, Tenements, or Houses: And it is also agreed, that this Article shall be mutual, and reciprocal, on both Sides.

VII. EVERY Nobleman and Gentleman comprised in the said second and third Article, shall have Liberty to ride with a Sword, and Case of Pistols, if they think fit; and keep a Gun in their Houses, for the Defence of the same, or for Fowling.

VIII. THE Inhabitants and Residents in the City of *Limerick*, and other Garrisons, shall be permitted to remove their Goods, Chattels, and Provisions, out of the same, without being viewed and searched, or paying any manner of Duties, and shall not be compelled to leave the Houses or Lodgings they now have, for the Space of six Weeks next ensuing the Date hereof.

IX. THE Oath to be administered to such *Roman-Catholicks* as submit to their  
B 2 Ma-

Majesties Government, shall be the Oath above said, and no other.

X. No Person or Persons, who shall at any time hereafter break these Articles, or any of them, shall thereby make, or cause any other Person or Persons, to forfeit or lose the Benefit of the same.

XI. THE Lords Justices and General do promise to use their utmost Endeavours, that all the Persons comprehended in the above-mentioned Articles, shall be protected and defended from all Arrests and Executions for Debt or Damage, for the Space of eight Months, next ensuing the Date hereof.

XII. LASTLY, The Lords Justices and General do undertake, that their Majesties will ratify these Articles, within the Space of eight Months, or sooner, and use their utmost Endeavours, that the same shall be ratified and confirmed in Parliament.

XIII. AND whereas Colonel *John Brown* stood indebted to several Protestants, by Judgments of Record; which appearing to the late Government, the Lord *Tyrconnel*, and Lord *Lucan*, took away the Effects the said *John Brown* had to answer the said Debts, and promised to clear the said *John Brown* of the said Debts; which Effects were taken for the publick Use of the *Irish*, and their Army: For freeing the said Lord  
*Lucan*



*Lucan* of his said Engagement, past on their publick Account, for Payment of the said Protestants, and for preventing the Ruin of the said *John Brown*, and for Satisfaction of his Creditors, at the Instance of the Lord *Lucan*, and the rest of the Persons aforesaid, it is agreed, That the said Lords Justices, and the said Baron *de Ginckle*, shall intercede with the King and Parliament, to have the Estates secured to *Roman-Catholicks*, by Articles and Capitulation in this Kingdom, charged with, and equally liable to the Payment of so much of the said Debts, as the said Lord *Lucan*, upon stating Accompts with the said *John Brown*, shall certify under his Hand, that the Effects taken from the said *Brown* amount unto; which Accompt is to be stated, and the Ballance certified by the said Lord *Lucan* in one and twenty Days after the Date hereof:

For the true Performance hereof, We have hereunto set our Hands,

Present,  
*Scravemore.*  
*H. Maccay.*  
*T. Talmaish.*

*Char. Porter.*  
*Tho. Coningsby.*  
*Bar. De Ginckle.*

AND,

**A**ND *whereas* the said City of *Limerick* hath been since, in pursuance of the said Articles, surrendered unto Us. *Now know ye*, that We having considered of the said Articles, are graciously pleased hereby to declare, that We do for Us, Our Heirs and Successors, as as far as in Us lies, ratifie and confirm the same, and every Clause, Matter and Thing therein contained. And as to such Parts thereof, for which an Act of Parliament shall be found to be necessary, We shall recommend the same to be made good by Parliament, and shall give Our Royal Assent to any Bill or Bills, that shall be passed by Our two Houses of Parliament to that Purpose. *And whereas* it appears unto Us, that it was agreed between the Parties to the said Articles, that after the Words, *Limerick, Clare, Kerry, Cork, Mayo*, or any of them, in the second of the said Articles, the Words following, viz. *And all such as are under their Protection in the said Counties*, should be inserted, and be Part of the said Articles. Which Words having been casually omitted by the Writer, the Omission was not discovered till after the said Articles were signed, but was taken  
Notice

Notice of before the second Town was  
surrendred: And that our said Justices,  
and General, or one of them, did pro-  
mise that the said Clause should be made  
good, it being within the Intention of  
the Capitulation, and inserted in the  
soul Draught thereof. *Our further Will  
and Pleasure is*, and We do hereby rati-  
fy and confirm the said omitted Words,  
viz. [*And all such as are under their  
Protection in the said Counties*] Hereby  
for Us, Our Heirs and Successors, ordain-  
ing and declaring, that all and every Per-  
son and Persons therein concerned, shall  
and may have, receive, and enjoy the  
Benefit thereof, in such and the same  
manner, as if the said Words had been in-  
serted in their proper Place, in the said se-  
cond Article; any Omission, Defect, or  
Mistake in the said second Article, in any  
wise notwithstanding. *Provided* always,  
and Our Will and Pleasure is, that these  
Our Letters Patents shall be enrolled in  
Our Court of *Chancery* in our said King-  
dom of *Ireland*, within the Space of one  
Year next ensuing. *In Witness, &c.*  
*Witness* Our Self at *Westminster*, the  
twenty fourth Day of *February*, Anno  
Regni Regis & Reginae Gulielmi & Ma-  
riae Quarto per Breve de Privato Sigillo.  
Nos autem Tenorem Premissor. Predict.  
*Ad Requisitionem Attornat. General. Do-*  
*mini*

*mini Regis & Domina Regina pro Regno  
Hiberniæ. Duximus exemplificand. per  
Presentes. In cujus Rei Testimonium has  
litteras nostras fieri fecimus Patentes.  
Testibus nobis ipsis apud Westmon. Quin-  
to die Aprilis, Annoq; Regni eorum  
Quarto.*

## BRIDGES.

<i>Examinat.</i>	} S. Keck	} <i>In Cancel.</i>
<i>per nos</i>		
	} Lacon W <sup>m</sup> . Childe	} <i>Magistros</i>





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MILITARY  
ARTICLES

AGREED UPON

*Between the Baron De Ginckle, Lieut. General, and Commander in Chief of the English Army, on the one Side.*

A N D

*The Lt. Generals, De Ussoon, and De Tesse, Commanders in Chief of the Irish Army, on the other; and the General Officers hereunto subscribing.*

I. **T**HAT all Persons without any Exceptions, of what Quality or Condition soever, that are willing to leave the Kingdom of *Ireland*, shall have free Liberty to go to any Country beyond the Seas (*England and Scotland* excepted) where they think fit, with their Families, Household-stuff, Plate and Jewels.

II. **T**HAT all General Officers, Colonels, and generally all other Officers of Horse, Dragoons, and Foot - Guards, Troopers, Dragooners, Soldiers of all  
C Kinds,

Kinds, that are in any Garrison, Place or Post, now in the Hands of the *Irish*, or encamped in the Counties of *Cork*, *Clare*, and *Kerry*, as also those called *Rapparees*, or *Voluntiers*, that are willing to go beyond Seas, as aforesaid, shall have free Leave to imbarck themselves where-ever the Ships are, that are appointed to transport them; and to come in whole Bodies, as they are now compos'd, or in Parties, Companies, or otherwise, without having any Impediment, directly or indirectly.

III. That all Persons above-mentioned, that are willing to leave *Ireland*, and go into *France*, shall have leave to declare it at the Times and Places hereafter mentioned, *viz.* The Troops in *Limerick*, on *Tuesday* next in *Limerick*; the Horse, at their Camp on *Wednesday*; and the other Forces that are dispersed in the Counties of *Clare*, *Kerry*, and *Cork*, on the 8th Instant, and on none other, before Monsieur *Tameron*, the *French* Intendant, and Colonel *Withers*; and after such Declaration is made, the Troops that will go into *France*, must remain under the Command and Discipline of their Officers, that are to conduct them thither: And Deserters of each Side shall be given up, and punish'd accordingly.

IV. THAT all *English* and *Scotch* Officers, that serve now in *Ireland*, shall be included

included in this Capitulation, as well for the Security of their Estates and Goods, in *England, Scotland and Ireland*, (if they are willing to remain here) as for passing freely into *France*, or any other Country to serve.

V. THAT all the General *French* Officers, the Intendant, the Engineers, the Commissaries at War, and of the Artillery, the Treasurer, and other *French* Officers, Strangers, and all others whatsoever, that are in *Sligo, Ross, Clare*, or in the Army, or that do Trade or Commerce, or are otherways employed in any Kind of Station or Condition, shall have free Leave to pass into *France*, or any other Country; and shall have Leave to ship themselves, with all their Horses, Equipage, Plate, Papers, and all their Effects whatever; and that General *Ginckle* will order Pass-ports for them, Convoys, and Carriages by Land and Water, to carry them safe from *Limerick*, to the Ships where they shall be imbarked, without paying any thing for the said Carriages, or to those that are employed therein, with their Horses, Carrs, Boats, and Shallops.

VI. THAT if any of the aforesaid Equipages, Merchandize, Horses, Money, Plate, or other Moveables, or Household-stuff, belonging to the said *Irish* Troops, or to the *French* Officers, or other particu-

lar Persons whatsoever, be robb'd, destroy'd, or taken away by the Troops of the said General; the said General will order it to be restor'd, or Payment to be made, according to the Value that is given in upon Oath by the Person so robbed or plundered: And the said *Irish* Troops to be transported as aforesaid: And all other Persons belonging to them, are to observe good Order in their March and Quarters; and shall restore whatever they shall take from the Country, or make Restitution for the same.

VII. THAT, to facilitate the transporting the said Troops, the General will furnish 50 Ships, each Ship's Burthen 200 Tuns; for which, the Persons to be transported, shall not be obliged to pay; and 20 more, if there shall be occasion, without their paying for them; and if any of the said Ships shall be of lesser Burthen, he will furnish more in Number to countervail; and also give two Men of War to imbark the principal Officers, and serve for a Convoy to the Vessels of Burthen.

VIII. THAT a Commissary shall be immediately sent to *Cork*, to visit the Transport Ships, and what Condition they are in for sailing; and that as soon as they are ready, the Troops to be transported, shall march with all convenient Speed, the nearest Way, in order to imbark there: And if there shall be  
any



any more Men to be transported, than can be carried off in the said 50 Ships, the rest shall quit the *English* Town of *Limerick*, and march to such Quarters as shall be appointed for them, convenient for their transportation ; where they shall remain till the other 20 Ships be ready, which are to be in a Month ; and may embark on any *French* Ship that may come in the mean time.

IX. THAT the said Ships shall be furnished with Forrage for Horse, and all necessary Provisions to subsist the Officers, Troops, Dragoons and Soldiers, and all other Persons that are shipped to be transported into *France* ; which Provisions shall be paid for, as soon as all are disembarked at *Brest* or *Nants*, upon the Coast of *Brittany*, or any other Port of *France* they can make.

X. AND to secure the Return of the said Ships (the Danger of the Seas excepted) and Payment for the said Provisions, sufficient Hostages shall be given.

XI. THAT the Garrisons of *Clare-Castle*, *Ross*, and all other Foot that are in Garrisons, in the Counties of *Clare*, *Cork*, and *Kerry*, shall have the Advantage of this present Capitulation ; and such Part of those Garrisons as design to go beyond Seas, shall march out with their Arms, Baggage, Drums beating, Ball in Mouth, Match lighted at both Ends, and

and Colours flying, with all the Provisions, and half the Ammunition that is in the said Garrisons, and joyn the Horse that march to be transported; or if then there's not Shipping enough for the Body of Foot that is to be next transported after the Horse, General *Ginckle* will order, that they be furnished with Carriages for that purpose; and what Provisions they shall want in their March, they paying for the said Provisions; or else, that they may take it out of their own Magazines.

XII. THAT all the Troops of Horse and Dragoons, that are in the Counties of *Cork*, *Kerry*, and *Clare*, shall also have the Benefit of this Capitulation; and that such as will pass into *France*, shall have Quarters given them in the Counties of *Clare* and *Kerry*, apart from the Troops that are commanded by General *Ginckle*, until they can be shipped; and within their Quarters, they shall pay for every thing, except Forrage, and Pasture for their Horses, which shall be furnished *Gratis*.

XIII. Those of the *Garrison* of *Sligo*, that are joyn'd to the *Irish* Army, shall have the Benefit of this Capitulation; and Orders shall be sent to them that are to convey them up, to bring them hither to *Limerick* the shortest Way.

XIV. THE

XIV. THE *Irish* may have Liberty to transport 900 Horſe, including Horſes for the Officers, which ſhall be transported *Gratis*: And as for the Troopers that ſtay behind, they ſhall diſpoſe of themſelves as they ſhall think fit; giving up their Horſes and Arms to ſuch Perſons as the General ſhall appoint.

XV. IT ſhall be permitted to thoſe that are appointed to take Care for the Subſiſtence of the Horſe, that are willing to go into *France*, to buy Hay and Corn at the King's Rates, where-ever they can find it, in the Quarters that are aſſigned for them, without any Lett or Moleſtation; and to carry all neceſſary Proviſions out of the City of *Limerick*: And for this Purpoſe, the General will furniſh convenient Carriages for them, to the Places where they ſhall be embarked.

XVI. IT ſhall be lawful to make uſe of the Hay, preſerved in the Stores of the County of *Kerry*, for the Horſes that ſhall be embarked; and if there be not enough, it ſhall be lawful to buy Hay and Oats, where-ever it ſhall be found, at the King's Rates.

XVII. THAT all Priſoners of War, that were in *Ireland* the 28th of *September*, ſhall be ſet at Liberty on both Sides; and the General promiſes to uſe his Endeavours, that thoſe that are in *England* and *Flanders* ſhall be ſet at Liberty alſo.

XVIII.

XVIII. THE General will cause Provisions and Medicines to be furnished to the sick and wounded Officers, Troopers, Dragoons, and Soldiers of the *Irish* Army, that cannot pass into *France* at the first Imbarkment; and after they are cured, will order them Ships to pass into *France*, if they are willing to go.

XIX. THAT at the signing hereof, the General will send a Ship express to *France*; and that besides, he will furnish two small Ships of those that are now in the River of *Limerick*, to transport two Persons into *France*, that are to be sent to give Notice of this Treaty; and that the Commanders of the said Ships shall have Orders to put ashore at the next Part of *France*, where they shall make.

XX. THAT all those of the said Troops, Officers, and others, of what Character soever, that would pass into *France*, shall not be stopt upon the Account of Debt, or any other Pretext.

XXI. IF after signing this present Treaty, and before the Arrival of the Fleet, a *French* Packet-Boat, or other Transport-Ship, shall arrive from *France*, in any other Part of *Ireland*, the General will order a Pass-port, not only for such as must go on Board the said Ships, but to the Ships, to come to the nearest Port,  
to



to the Place where the Troops to be transported shall be quartered.

XXII. THAT after the Arrival of the said Fleet, there shall be free Communication and Passage between it, and the Quarters of the abovesaid Troops; and especially, for all those that have Passes from the chief Commanders of the said Fleet, or from Monsieur *Tameron*, the Intendant.

XXIII. IN consideration of the present Capitulation, the two Towns of *Limerick* shall be delivered, and put into the Hands of the General, or any other Person he shall appoint, at the Time and Days hereafter specified, *viz.* the *Irish* Town, except the Magazines and Hospital, on the Day of the Signing of these present Articles; and as for the *English* Town, it shall remain, together with the Island, and the free Passage of *Thomond-Bridge*, in the Hands of those of the *Irish* Army that are now in the Garrison, or that shall hereafter come from the Counties of *Cork, Clare, Kerry, Sligo*, and other Places above-mentioned, until there shall be Convenience found for their Transportation.

XXIV. AND to prevent all Disorders that may happen between the Garrison, that the General shall place in the *Irish-Town*, which shall be delivered to him, and the *Irish* Troopers that shall remain

in the *English-Town*, and the Island, which they may do, until the Troops to be embarked on the first 50 Ships shall be gone for *France*, and no longer; they shall intrench themselves on both Sides, to hinder the Communication of the said Garrisons: And it shall be prohibited on both Sides, to offer any thing that is offensive; and the Parties offending, shall be punished on either Side.

XXV. That it shall be lawful for the said Garrison to march out all at once, or at different times, as they can be embarked, with Arms, Baggage, Drums beating, Match lighted at both Ends, Bullet in Mouth, Colours flying, six Brass Guns, such as the Besieged will chuse, two Motar-Pieces, and half the Ammunition, that is now in the Magazines of the said Place: And for this purpose, an Inventory of all the Ammunition in the Garrison, shall be made in the Presence of any Person that the General shall appoint, the next Day after these present Articles shall be signed.

XXVI. ALL the Magazines of Provisions shall remain in the Hands of those that are now employed to take Care of the same, for the Subsistence of those of the *Irish* Army that will pass into *France*: And if there shall not be sufficient in the Stores, for the Support of the said Troops, whilst they stay in this Kingdom

dom, and are crossing the Seas, that, upon giving up an Account of their Numbers, the General will furnish them with sufficient Provisions, at the King's Rates; and that there shall be a free Market at *Limerick*, and other Quarters, where the said Troops shall be: And in Case any Provision shall remain in the Magazines of *Limerick*, when the Town shall be given up, it shall be valued, and the Price deducted out of what is to be paid for the Provisions to be furnished to the Troops on Shipboard.

XXVII. THAT there shall be a Cessation of Arms at Land, as also at Sea, with respect to the Ships, whether *English*, *Dutch*, or *French*, design'd for the Transportation of the said Troops, until they shall be returned to their respective Harbours; and that on both Sides, they shall be furnished with sufficient Pass-ports, both for Ships and Men: And if any Sea Commander, or Captain of a Ship, or any Officer, Trooper, Dragoon, Soldier, or any other Person, shall act contrary to this Cessation, the Persons so acting, shall be punished on either Side, and Satisfaction shall be made for the Wrong that is done; and Officers shall be sent to the Mouth of the River of *Limerick*, to give Notice to the Commanders of the *English* and *French* Fleets, of the present Conjunction, that they may

may observe the Cessation of Arms accordingly.

XXVIII. THAT for the Security of the Execution of this present Capitulation, and of each Article therein contain'd, the Besieged shall give the following Hostages—And the General shall give—

XXIX. IF before this Capitulation is fully executed, there happens any Change in the Government, or Command of the Army, which is now commanded by General *Ginckle*; all those that shall be appointed to command the same, shall be obliged to observe and execute what is specified in these Articles, or cause it to be executed punctually; and shall not act contrary on any Account.

*Octob. 91.*

Baron DE GINCKLE.

F I N I S.

